

Senate Resolution 2 - Introduced

SENATE RESOLUTION NO. 2

BY COMMITTEE ON RULES AND ADMINISTRATION

1 A Resolution relating to permanent rules of the senate
2 for the ~~eighty-third~~ eighty-fourth general assembly.

3 BE IT RESOLVED BY THE SENATE, That the permanent
4 rules of the senate for the ~~eighty-third~~ eighty-fourth
5 general assembly be as follows:

RULES OF THE SENATE

Rule 1

Quorum

6 A constitutional majority shall constitute a quorum
7 of the senate. Any senator may insist a quorum be
8 present.

Rule 2

Adoption and Amendment of Rules

9 Whenever the senate is operating under temporary
10 rules, the rules may be amended or repealed, or
11 permanent rules may be adopted, by a constitutional
12 majority of the senators. After adoption of permanent
13 rules of the senate during any general assembly, the
14 rules may be amended or repealed by a constitutional
15 majority of the senators voting on a simple resolution.

Rule 3

Rules of Parliamentary Procedure

16 In cases not covered by senate rules or joint rules,
17 Mason's Manual of Legislative Procedure shall govern.

Rule 4

Sessions of the General Assembly

18 The election of officers, organization, hiring and
19 compensation of employees, and committees of the senate

1 shall carry over from the first to the second regular
2 sessions and to any extraordinary sessions of the same
3 general assembly.

4 All bills and resolutions introduced in the first
5 regular session of a general assembly which are not
6 withdrawn, lost, or indefinitely postponed shall
7 carry over into the second regular session and to any
8 extraordinary session of the same general assembly.
9 Appointments received from the governor for senate
10 confirmation during any session of a general assembly
11 shall be acted upon prior to adjournment of that
12 session as provided by section 2.32 of the Code.
13 Except as provided by this rule, upon the adjournment
14 of the first regular session and any extraordinary
15 session, each bill or resolution shall be automatically
16 referred back to the committee to which it was
17 originally assigned. The secretary of the senate shall
18 publish in the Journal a list of the bills returned to
19 committee under this rule. Within seven days after
20 the first committee meeting after the convening of
21 the second regular session, committees shall either
22 authorize the chair to refer such bills and resolutions
23 to a subcommittee for consideration, indefinitely
24 postpone further consideration of such bills, or report
25 them out to the floor and place them on the calendar.
26 If the subcommittee is different than that appointed
27 during the first session, the committee chair shall
28 report to the senate the bill or resolution number and
29 the names of the subcommittee members.

30 Bills and resolutions which have been voted upon

1 on final passage by either house in any session
2 shall remain on the calendar in the same status as at
3 the end of the session at any subsequent regular or
4 extraordinary session.

5 Rule 5

6 Regular Order of Daily Business

7 The following order shall govern, subject to any
8 special order:

- 9 1. Correction of the journal.
- 10 2. Senators to be excused.
- 11 3. Communications to the Senate.
- 12 4. Introduction of bills and resolutions.
- 13 5. Consideration of senate calendar.

14 Rule 6

15 Senate Calendar

16 1. Each legislative day the secretary of the senate
17 shall prepare a listing of bills to be known as the
18 "Senate Calendar".

19 2. The senate calendar may contain a listing under
20 the category "Special Order" which shall be placed at
21 the head of the calendar. Bills in such category shall
22 be those which are specifically set for debate by the
23 majority leader with the consent of the senate on a
24 certain date and time. Bills shall be listed by the
25 secretary in numerical order.

26 3. The senate calendar shall include separate
27 listings for any bills and resolutions in the following
28 categories:

- 29 a. Conference Committee Report
- 30 b. Bills in Conference Committee

1 c. House Amendment to Senate Amendment to House
2 File
3 d. House Refuses to Concur in Senate Amendment to
4 House File
5 e. Senate Files Amended by the House
6 f. Unfinished Business
7 g. Motions to Reconsider
8 h. Administrative Rules Nullification Resolutions
9 i. Veto Messages from the Governor
10 4. The secretary shall list bills and resolutions
11 in the above categories in numerical order. Upon
12 their first publication in the calendar, bills and
13 resolutions in the above categories may be called up
14 for debate at any time by the majority leader. Motions
15 to reconsider shall be called up as provided by Rule
16 24.
17 5. The senate calendar shall include a listing
18 of senate appropriations committee bills and bills
19 reported out by the senate appropriations committee.
20 The list shall be known as the "Appropriations
21 Calendar". The secretary shall list the bills in
22 numerical order. Upon their first publication in the
23 calendar, bills on the appropriations calendar may be
24 called up for debate at any time by the majority leader
25 provided they are eligible under Rule 8.
26 6. The senate calendar shall include a listing
27 of bills which pertain to the levy, assessment or
28 collection of taxes sponsored by or initially assigned
29 to and reported out by the senate ways and means
30 committee. The list shall be known as the "Ways and

1 Means Calendar". The secretary shall list the bills in
2 numerical order. Upon their first publication in the
3 calendar, bills on the ways and means calendar may be
4 called up for debate at any time by the majority leader
5 provided they are eligible under Rule 8.

6 7. The senate calendar shall include a list of
7 bills and resolutions, known as the "Regular Calendar",
8 which shall consist of bills and resolutions reported
9 out by a senate committee. The bills and resolutions
10 reported out each day shall be listed in numerical
11 order. Priority shall be given to senate over house
12 bills and resolutions. Upon their first publication
13 in the calendar, bills on the regular calendar may
14 be called up for debate at any time by the majority
15 leader, provided they are eligible under Rule 8.

16 A bill reported out of committee which is
17 subsequently referred to the ways and means or
18 appropriations committee and then reported out of that
19 committee, shall be returned to the regular calendar
20 in numerical order.

21 8. The senate calendar shall include a listing of
22 the governor's appointees to state boards, commissions,
23 and other offices requiring senate confirmation. This
24 listing shall be known as the "Confirmation Calendar".
25 Names on the confirmation calendar may be called up
26 for confirmation at any time by the majority leader
27 provided they are eligible under rule 59.

28 9. The majority leader, or in the absence of the
29 majority leader the assistant majority leaders, may
30 select from among the bills on the previous legislative

1 day's Senate calendar and from the bills selected
2 create a new listing which shall be known as the
3 "Debate Calendar". The debate calendar shall list
4 bills as the majority leader expects to take them up.
5 A bill or resolution on the debate calendar may be
6 debated only when eligible under Rule 8.

7 10. The majority leader, or in the absence of the
8 majority leader the assistant majority leaders, may
9 create a list of bills or resolutions about which
10 no controversy is believed to exist which shall be
11 known as the "Proposed Noncontroversial Calendar".
12 Bills or resolutions included on this listing may be
13 debated at any time upon being called up for debate
14 by the majority leader. Any bill or resolution which
15 appeared on the previous day's Senate calendar may be
16 placed by any senator on the proposed noncontroversial
17 calendar, which shall be published. Any bill or
18 resolution on the proposed noncontroversial calendar
19 shall be stricken from the list if any senator files
20 a written objection with the secretary of the senate
21 on the first or second legislative day after it
22 appears on the proposed noncontroversial calendar.
23 Any bill stricken from the proposed noncontroversial
24 calendar shall be returned to its former place on
25 the Senate calendar. The secretary shall prepare the
26 noncontroversial calendar which shall consist of all
27 bills or resolutions on the proposed noncontroversial
28 calendar to which no objection was received.

29 11. If the senate shall not be in session on a day
30 assigned in paragraphs nine and ten for action upon a

1 calendar, such assigned action shall occur on the next
2 succeeding legislative day.

3 12. On any bill called up for debate from any
4 calendar, debate may continue from day to day until
5 it is adopted, fails, or is postponed or deferred.
6 If further debate is postponed or deferred without a
7 time to continue being set, except for bills on the
8 debate calendar, the bill shall be listed as unfinished
9 business. Bills which are returned to the committee of
10 first referral or to a different committee after being
11 considered by the senate and classified as unfinished
12 business shall be returned to the unfinished business
13 calendar by that committee when the bill is reported
14 out of committee. The unfinished business date on
15 the calendar shall be the date on which the bill was
16 returned to committee. Bills on the debate calendar
17 upon which further debate is postponed or deferred
18 without a time to continue being set shall return to
19 the regular calendar.

20

Rule 7

21

~~Steering Committee~~

22 ~~The senate may authorize the appointment of a~~
23 ~~steering committee. The majority leader shall appoint~~
24 ~~the majority party members to the steering committee.~~
25 ~~The minority leader shall appoint the minority party~~
26 ~~members to the steering committee. The function of the~~
27 ~~steering committee shall be to create its own calendar~~
28 ~~from the bills and resolutions on the regular calendar.~~
29 ~~Bills and resolutions on the steering committee~~
30 ~~calendar shall have priority over bills and resolutions~~

1 ~~on all other calendars, except the appropriations~~
2 ~~calendar.~~ Reserved.

3 Rule 8

4 When Eligible for Consideration

5 Bills, resolutions, and appointments shall be
6 eligible for consideration by the senate as follows:

7 1. An appointment by the governor which requires
8 senate confirmation shall be eligible on the
9 legislative day after it is first printed in the senate
10 calendar as provided by Rule 59.

11 2. A house or individually sponsored bill or
12 resolution reported out by a committee shall be
13 eligible on the legislative day after it is first
14 printed in the senate calendar.

15 3. A committee bill or resolution sponsored by
16 the appropriations committee shall be eligible on the
17 legislative day after it is first printed in the senate
18 calendar.

19 4. Any committee bill or resolution, other than
20 a bill or resolution sponsored by the appropriations
21 committee, shall be eligible on the third legislative
22 day it is printed in the senate calendar.

23 5. A bill that has been reported out to the
24 senate calendar, referred to a different committee
25 and reported out by that committee is eligible for
26 consideration by the senate on the day it would have
27 been eligible under subsection 2, 3, or 4, whichever
28 is applicable, as if the bill had been printed in the
29 calendar after having been reported out by the first
30 committee.

1 Rule 9

2 Debate and Decorum

3 Before addressing the senate, the senator shall
4 request recognition by depressing the "speak" device
5 and, when recognized, rise and respectfully address the
6 chair.

7 The senator shall confine all remarks to the
8 question under debate and shall avoid discussing
9 personalities or implication of improper motives. No
10 questions except by the senator recognized shall be
11 entertained after a senator is recognized to give final
12 remarks.

13 Rule 10

14 Point of Personal Privilege

15 A point of personal privilege shall only be
16 recognized when there is no motion pending or other
17 business being considered by the senate. Points of
18 personal privilege shall not be in order during the
19 time when appropriation subcommittees are scheduled
20 to meet. Senators speaking on a point of personal
21 privilege shall be limited to ten minutes.

22 Rule 11

23 Introduction and Presentation of Guests

24 Only former members of the senate and former and
25 present members of Congress shall be presented to
26 the senate, except that the president of the senate
27 may present a visitor whose presence is of special
28 significance to the senate. The presence of school
29 groups accompanied by school officials shall be
30 announced by the president of the senate and shall

1 be recorded in the journal upon written request of a
2 member of the senate. Senators may be recognized to
3 introduce guests in the galleries when there is no
4 motion pending or other business being considered by
5 the senate. Introductions shall be limited to one
6 minute.

7

Rule 12

8

Form and Withdrawal of Motions, Amendments and

9

Signatures

10 Motions need not be in writing unless required by
11 the president or by the senate. No motion requires
12 a second. Any amendment, motion (including a motion
13 to reconsider), or resolution may be withdrawn by the
14 mover if it has not been amended by the senate and if
15 no amendment is pending. All amendments to bills,
16 resolutions, and reports shall be in writing and filed
17 before being acted upon by the senate.

18 No amendment, resolution, bill, or conference
19 committee report shall be considered by the senate
20 without a copy of the amendment, resolution, bill, or
21 conference committee report being on the desks of the
22 entire membership of the senate prior to consideration.
23 However, after the fourteenth week of the first session
24 and the twelfth week of the second session, amendments
25 and senate resolutions may be considered by the senate
26 without a copy of the amendment or senate resolution
27 being on the desks of the entire membership of the
28 senate if a copy of the amendment or senate resolution
29 is made available to the entire membership of the
30 senate electronically. Such consideration shall

1 be deferred until a copy of the amendment or senate
2 resolution is on the desks of the entire membership of
3 the senate upon the request of any senator.

4 All amendments, reports, petitions or other
5 documents requiring a signature shall have the name
6 printed under the place for the signature. Once a
7 signature is affixed and the document containing the
8 signature filed with the recording clerk in the well,
9 that signature shall not be removed.

10 When an amendment to a main amendment is filed that
11 would negate the effect of the main amendment and
12 thereby leave the bill unchanged, the presiding officer
13 shall have the authority to declare the amendment to
14 the main amendment out of order, subject to an appeal
15 to the full senate.

16 When a house amendment to a senate file is before
17 the senate, an amendment to the house amendment shall
18 be considered an amendment in the first degree.

19 Regardless of its origin, an amendment in the third
20 degree shall be ruled out of order.

21 When a ruling on germaneness is issued by the
22 presiding officer, it shall be accompanied by an
23 explanation of the ruling.

24 Rule 13

25 Order and Precedence of Motions and Amendments

26 When a question is under debate, no motion shall
27 be received but to adjourn, to recess, questions
28 of privilege, to lay on the table, for the previous
29 question, to postpone to a day certain, to refer,
30 to amend, to postpone indefinitely, to defer, or

1 incidental motions. A substitute is not in order
2 unless it is in the form of a motion to substitute.
3 Such motions shall have precedence in the order in
4 which they are named. No motion to postpone to a
5 day certain, to refer, or postpone indefinitely,
6 being decided, shall be again allowed on the same
7 day with regard to the same question. A motion to
8 strike out the enacting clause of a bill shall have
9 precedence over all amendments and, if carried, shall
10 be considered equivalent to the rejection of the bill.

11 A motion to strike everything after the enacting
12 clause has precedence over a committee amendment and
13 all other amendments except one to strike the enacting
14 clause. A committee amendment has precedence over all
15 other amendments except as provided in this rule.

16 A motion to rerefer a bill to committee may specify
17 when the committee shall report the bill to the senate.
18 If the motion is adopted in such form, the committee
19 must report the bill by the date and time specified
20 with or without recommendation or the bill shall
21 automatically be returned to the calendar. When the
22 bill is returned to the calendar, it shall occupy
23 the same position it occupied at the time the bill
24 was rereferred to the committee. If the committee
25 to which the bill is rereferred submits an amendment
26 in its report, that committee amendment shall take
27 precedence over other amendments except if that
28 committee amendment is in conflict with amendments
29 previously adopted, the committee amendment shall
30 not be considered until consideration of motions to

1 reconsider the previously adopted amendments result
2 in removing the conflict. A committee may not file
3 an amendment to a bill unless the bill is in the
4 committee's possession.

5 Rule 14

6 MOTIONS BEFORE THE SENATE

7 Motions before the senate shall be displayed on the
8 electronic voting system display boards.

9 Rule 15

10 Nondebatable Motions

11 The following motions are not debatable:

12 Adjourn

13 Recess

14 Call of the Senate

15 Lay on Table or Take from Table

16 Previous Question

17 Reconsider vote by which bill was placed on last
18 reading.

19 A Motion to Reconsider and Lay the Motion to
20 Reconsider on the Table (Double-barreled Motion).

21 Rule 16

22 Division of the Question

23 Any senator may call for a division of a question,
24 which shall be divided if it includes propositions
25 so distinct that if one is taken away, a substantive
26 proposition shall remain in a technically proper form
27 for the decision of the senate. A motion to strike out
28 and insert is indivisible; but a motion to strike out,
29 if lost, shall not preclude amendments to the matter
30 attempted to be stricken or a motion to strike out and

1 insert.

2 Rule 17

3 The Previous Question

4 The previous question shall be in this form: "Shall
5 debate be closed on the pending question?" A motion
6 for the previous question may be adopted by a majority
7 of the senators present and voting. Its effect shall
8 be to put an end to debate and bring the senate to a
9 direct vote upon the pending question. However, any
10 senator who has not previously spoken on the pending
11 question and who, after the main question is taken up
12 and before the motion for the previous question has
13 been made, requested recognition by depressing the
14 "speak" device may speak no longer than five minutes
15 on the pending question. If action on the pending
16 question continues into another legislative day or is
17 deferred, the previous question shall apply and the
18 requests to be recognized shall be honored.

19 When the motion applies to an amendment, the senator
20 proposing the amendment shall have five minutes to
21 close debate on the amendment.

22 The senator handling the measure under consideration
23 shall have ten minutes to close debate on the main
24 question.

25 Rule 18

26 Call of the Senate

27 Ten senators may file in writing a call of the
28 senate on any single item of legislative business.
29 A call of the senate requires the presence of every
30 senator and is in order at any time prior to the vote

1 being announced by the president. The sergeant-at-arms
2 shall return promptly all absent senators. Debate
3 on the item may continue while absent senators are
4 returning, but no vote on the item is in order on
5 it until all have returned. Adoption of a motion to
6 recess or adjourn to a specific time will not lift
7 the call. The call may be lifted, or a senator may
8 be excused from the call without lifting the call, by
9 a vote of a constitutional majority of the senators.
10 Those senators excused prior to the filing of the call
11 are excused from the call.

12 Rule 19

13 Committee of the Whole

14 The senate may resolve itself into a committee of
15 the whole senate when it wishes to permit more free and
16 informal discussion. Persons other than senators may
17 appear and present information.

18 Any senator may move "that the senate now resolve
19 itself into a committee of the whole to consider" a
20 stated subject.

21 The president of the senate shall be chair of the
22 committee of the whole unless otherwise ordered by the
23 senate.

24 The procedure in committee of the whole is subject
25 to the rules of the senate. The previous question and
26 the motion to reconsider shall be in order.

27 The committee of the whole cannot take any final
28 action and its power is limited to recommendation to
29 the senate. The proceedings of the committee of the
30 whole, including any roll call vote, shall be printed

1 in the journal.

2 Any senator may at any time, except while voting or
3 while a senator has the floor, move that "the committee
4 rise" which is equivalent to a motion to adjourn.

5 After adoption of the motion to rise, the chair
6 may report to the senate in the same manner as other
7 committee reports are given.

8 Rule 20

9 Last Reading and Passage of Bills

10 When a motion to place a bill on its last reading is
11 lost, the same motion shall be in order at any later
12 time. After the last reading of a bill, no amendment
13 shall be received. The vote on final passage shall be
14 taken immediately without debate.

15 Rule 21

16 Engrossment of Bills

17 An engrossment is a proofreading and verification in
18 order to be certain that a bill before the senate is
19 identical with the original bill as introduced with all
20 amendments which have been adopted correctly inserted.

21 In an engrossed bill, all obvious typographical,
22 spelling or other clerical errors are corrected and
23 section or paragraph numbers and internal references
24 are changed as required to conform the original bill
25 to any amendments which have been adopted. All such
26 corrections or changes shall be reported in the journal
27 by the secretary of the senate. The engrossed bill
28 shall be placed in the bill file with the original bill
29 and amendments.

30 Rule 22

1 Manner of Voting

2 On voice vote, the question shall be distinctly put
3 in this form: "Those in favor of (the question) say
4 "aye"." "Those opposed to (the question) say "no"."

5 A non-record or record roll call vote may be
6 requested by any senator or ordered by the president
7 any time before the results are announced. A
8 non-record roll call shall be requested by asking for
9 a "division". A record roll call shall be requested by
10 asking for a "record". Upon request for a non-record
11 or record roll call vote, the president shall announce
12 that such a non-record or record roll call vote has
13 been requested and shall state the question to be put
14 to the senate. The president then shall direct the
15 secretary of the senate to receive the votes.

16 Senators present may cast their votes, either
17 by operating the voting mechanism located at their
18 assigned desk or by signaling the president if they are
19 unable to vote at their assigned desk. The president
20 shall enter the votes of senators signaling their
21 votes.

22 After sufficient time has elapsed for all senators
23 present to record their votes, the president shall
24 direct the secretary of the senate to close the voting
25 system. The president shall still enter the senators'
26 votes at any time prior to directing the secretary of
27 the senate to lock the voting system. The president
28 shall then immediately announce the vote.

29 During a non-record or record roll call vote, both
30 individual votes and vote totals shall be indicated

1 openly on the display boards. On non-record roll
2 calls, only vote totals shall be printed in the
3 journal.

4 In the event the electronic voting system is not
5 in operating order, the president shall direct the
6 secretary of the senate to take the non-record or
7 record roll call by calling the names of the senators
8 in alphabetical order.

9 Rule 23

10 Duty of Voting

11 Every senator present when a question is put shall
12 vote "aye", "no" or "present" unless previously excused
13 by the senate. Upon demand being made by any senator,
14 the secretary of the senate shall call in alphabetical
15 order the names of the senators not voting or voting
16 "present". Those senators called shall vote "aye" or
17 "no" unless the senator states a personal interest in
18 the question or concludes that he or she should not
19 vote under the senate code of ethics.

20 Rule 24

21 Reconsideration

22 When a main motion has been decided by the senate,
23 any senator having voted on the prevailing side
24 may move to reconsider the vote on the same or next
25 legislative day. Motions to reconsider the vote on a
26 bill or resolution shall be in writing and filed with
27 the secretary of the senate.

28 Notwithstanding any time limitations applicable
29 to motions to reconsider main motions, a motion to
30 reconsider the vote on an amendment may be made at

1 any time before final disposition of the motion to
2 be amended. Such motion shall be in writing and
3 filed with the secretary of the senate. A motion to
4 reconsider an amendment to a main motion shall be taken
5 up for consideration only prior to the disposition of
6 the main motion or upon reconsideration of the main
7 motion.

8 A constitutional majority by a record roll call is
9 necessary to reconsider a bill or joint resolution.
10 During three legislative days from the date the motion
11 to reconsider a bill or resolution is filed, only the
12 mover may call it up. Thereafter, any senator may call
13 up the motion. If a date for adjournment has been set
14 by resolution of the senate, any senator may call up
15 a motion to reconsider at any time within three days
16 prior to the date set for adjournment.

17 If the motion to reconsider a bill or resolution
18 prevails, motions to reconsider amendments thereto
19 shall be in order and shall be disposed of without
20 delay.

21 A motion that any action taken by the senate be
22 reconsidered and the motion to reconsider be laid upon
23 the table shall be a single and indivisible motion,
24 known as the double-barreled motion, which, if carried,
25 shall have the effect of preventing reconsideration
26 unless a motion to take from the table prevails.

27 A constitutional majority is necessary for the
28 double-barreled motion to prevail on a bill or joint
29 resolution. The double-barreled motion can only be
30 made from the floor after the vote is announced and the

1 member who moved the final reading shall have priority
2 in making it.

3 A motion to reconsider and lay on the table shall
4 have priority over a motion to reconsider if they are
5 both filed on the same legislative day.

6 In the event that a motion to reconsider is pending
7 at the end of the first session or any extraordinary
8 session of any general assembly, or the general
9 assembly adjourns sine die, and the motion has not been
10 voted upon by the senate, it shall be determined to
11 have failed.

12 Rule 25

13 Suspension of Rules ~~and Taking from Table~~

14 No standing rule, ~~or~~ rules incorporated by reference
15 under Rule 3, or order of the senate shall be rescinded
16 or suspended, ~~nor shall any matter, tabled upon motion,~~
17 ~~be taken up,~~ except by unanimous consent of the senate
18 or by an affirmative vote of a constitutional majority
19 of the senate voting on a simple resolution.

20 INTRODUCTION AND FORM OF BILLS

21 Rule 26

22 Time and Method of Introducing Bills and Amendments

23 All bills to be introduced in the senate shall be
24 typed in proper form by the legislative services agency
25 and shall be filed with the recording clerk.

26 All amendments shall be typed in proper form and
27 filed with the recording clerk not later than 4:30
28 p.m., or adjournment, whichever is later, in order to
29 be listed in the following day's clip sheet.

30 An "impact amendment" is an amendment which

1 reasonably could have an annual effect of at least one
2 hundred thousand dollars or a combined total effect
3 within five years after enactment of five hundred
4 thousand dollars or more on the aggregate revenues,
5 expenditures or fiscal liability of the state or its
6 subdivisions.

7 An impact amendment to a bill which has been on
8 the special order calendar for at least three full
9 legislative days prior to its consideration shall not
10 be taken up by the senate unless:

11 1) a fiscal note is attached, and the amendment is
12 filed at least one legislative day prior to the date
13 set for consideration of the bill; or

14 2) the amendment is an appropriation or other
15 measure where the total effect is stated in dollar
16 amounts.

17 Rule 27

18 Limit on Introduction of Bills

19 No bill or joint resolution, except bills and
20 joint resolutions cosponsored by the majority and
21 minority floor leaders, or companion bills and joint
22 resolutions sponsored by the majority floor leaders of
23 both houses, shall be introduced in the senate after
24 4:30 p.m. on Friday of the ~~sixth~~ fifth week of the
25 first regular session of a general assembly unless a
26 formal request for drafting the bill has been filed
27 with the legislative services agency before that time.
28 After adjournment of the first regular session, bills
29 may be prefiled at any time before the convening of the
30 second regular session. No bill shall be introduced

1 after 4:30 p.m. on Friday of the ~~first~~ second week of
 2 the second regular session of a general assembly unless
 3 a formal request for drafting the bill has been filed
 4 with the legislative services agency before that time.
 5 However, standing committees may introduce bills and
 6 joint resolutions at any time. A bill which relates
 7 to departmental rules sponsored by the administrative
 8 rules review committee and approved by a majority
 9 of the members of the committee in each house may
 10 be introduced at any time and must be referred to a
 11 standing committee which must take action on the bill
 12 within three weeks. Senate and concurrent resolutions
 13 may be introduced at any time.

14 No bill, joint resolution, concurrent resolution
 15 or senate resolution shall be introduced at any
 16 extraordinary session unless sponsored by a standing
 17 committee, the majority and minority floor leaders, or
 18 the committee of the whole.

19 Rule 28

20 Introduction, Reading, and Form of Bills and 21 Resolutions

22 Every senate bill and resolution shall be introduced
 23 by one or more senators or by any standing committee
 24 of the senate and shall at once be given its first
 25 reading.

26 If the senate is in session when a bill or
 27 resolution is introduced, the first reading shall
 28 consist of reading its file number, the title and
 29 sponsor of the bill. If the senate is not in session
 30 but a journal is published for the day, the first

1 reading shall consist of a journal entry of the bill's
2 file number, title, sponsor and the notation "Read
3 first time under Rule 28."

4 Any bill or resolution approved for introduction by
5 a standing committee during an interim period between
6 sessions of one General Assembly shall be introduced
7 without further action by the committee at the next
8 succeeding regular session of the same General Assembly
9 and placed immediately upon the regular calendar.

10 Every bill and resolution referred to committee
11 shall have received two readings before its passage.

12 The subject of every bill shall be expressed in its
13 title.

14 Rule 29

15 Explanations

16 No bill, except appropriation committee bills and
17 simple or concurrent resolutions, shall be introduced
18 unless a concise and accurate explanation is attached.
19 The chief sponsor or a committee to which the bill has
20 been referred may add a revised explanation at any time
21 before the last reading, and it shall be included in
22 the daily clip sheet.

23 Rule 30

24 Resolutions

25 A "senate resolution" is a resolution acted upon
26 only by the senate which relates to an accomplishment
27 of national or international status; the dedication
28 of a day by a statewide or national group; the
29 one hundredth, one hundred twenty-fifth, or one
30 hundred fiftieth anniversary of a local government

1 or organization; the recognition of state ties
2 to other governments; the retirement of a senator
3 or long-time senate employee; or to rules and
4 administrative matters, including the appointment
5 of special committees, within the senate. A senate
6 resolution requires the affirmative vote of a majority
7 of the senators present and voting, unless otherwise
8 required in these rules. A senate resolution shall
9 be filed with the secretary of the senate. A senate
10 resolution shall be printed in the bound journal after
11 its adoption and in the daily journal upon written
12 request to the secretary of the senate by the sponsor
13 of the resolution. Other expressions of sentiment
14 or recognition may be made with the issuance of a
15 certificate of recognition.

16 Rule 31

17 Nullification Resolutions

18 A nullification resolution may be introduced
19 by a standing committee, the administrative rules
20 review committee, or any member of the senate.

21 A nullification resolution introduced by the
22 administrative rules review committee or a member
23 of the senate shall be referred to the same standing
24 committee it would be referred to if it was a bill.

25 Any nullification resolution may be referred to the
26 administrative rules review committee by a majority
27 vote of the standing committee which introduced it
28 or to which it was referred. The administrative
29 rules review committee may seek an agreement with the
30 affected administrative agency wherein the agency

1 agrees to voluntarily rescind or modify a rule or rules
 2 relating to the subject matter of the nullification
 3 resolution. An agreement to voluntarily rescind
 4 or modify an administrative agency rule shall be in
 5 writing and signed by the chief administrative officer
 6 of the administrative agency and a majority of the
 7 administrative rules review committee members of each
 8 house and shall be placed on file in the offices of
 9 the chief clerk of the house, the secretary of the
 10 senate and the secretary of state. If an agreement is
 11 not reached, or the nullification resolution is not
 12 approved by a majority of the administrative rules
 13 review committee members of each house, within two
 14 weeks of the date the resolution is referred to the
 15 administrative rules review committee, the resolution
 16 shall be placed on the calendar. If the nullification
 17 resolution is approved by the administrative rules
 18 review committee it shall be placed on the calendar.
 19 A nullification resolution is subject to a motion to
 20 withdraw the nullification resolution as provided in
 21 rule 42.

22 A nullification resolution is debatable, but cannot
 23 be amended on the floor of the senate.

24 Rule 32

25 Resolutions, Applicable Rules

26 All rules applicable to bills shall apply to
 27 resolutions, except as otherwise provided in the rules.

28 Rule 33

29 Study Bills

30 1. A study bill is any matter which a senator

1 wishes to have considered by a standing committee or
2 appropriations subcommittee for introduction as a
3 committee bill or resolution. The term "study bill"
4 includes "proposed bills" provided for in Rule 37 and
5 departmental requests prefiled in the manner specified
6 in section 2.16 of the Code.

7 2. A study bill shall bear the name of the member
8 who wishes to have the bill considered. A study bill
9 proposed by a state agency shall bear the name of the
10 agency. A committee chair may submit a study bill in
11 the name of that committee.

12 3. Upon first receiving a study bill from a
13 senator, a committee chairperson shall submit three
14 copies to the secretary of the senate. Study bills
15 received in the secretary of the senate's office before
16 3:00 p.m. shall be filed, numbered, and reported in
17 the journal for that day. Study bills received in the
18 secretary of the senate's office after 3:00 p.m. shall
19 be filed, numbered, and reported in the journal for the
20 subsequent day. The secretary shall number such bills
21 in consecutive order. The secretary shall maintain a
22 record of all study bills and their assigned number.
23 Committee records shall refer to study bills by the
24 number assigned by the secretary.

25 4. The secretary shall file a report in the journal
26 of each study bill received. The report shall show
27 the study bill number, its title or subject matter and
28 the committee which is considering it. If a study
29 bill is referred to a subcommittee, then the committee
30 chairperson shall report in the journal the names of

1 the subcommittee members to which it is assigned.

2 5. If a committee bill or resolution is introduced
3 which was not previously the subject of a study bill
4 in the sponsoring committee, the majority leader may
5 re-refer the bill back to the committee.

6 6. A study bill not prepared by the legislative
7 services agency may be submitted to a standing
8 committee, but shall not be considered by the full
9 committee unless reviewed and typed in proper form by
10 the legislative services agency.

11 COMMITTEES AND COMMITMENT

12 Rule 34

13 Committee Appointments

14 Committee appointments shall be made by the majority
15 leader for majority party members, after consultation
16 with the president, and by the minority leader for
17 minority party members, after consultation with the
18 president. No senator shall serve on more than six
19 standing committees. The majority leader, after
20 consultation with the president, shall designate the
21 chairperson and vice-chairperson of each standing
22 committee. The minority leader, after consultation
23 with the president, shall designate the ranking member
24 of each standing committee from the minority membership
25 of that committee.

26 Rule 35

27 Standing Committees

28 The names of the standing committees of the senate
29 shall be:

30 Agriculture

1 Appropriations
2 Commerce
3 Economic Growth/Rebuild Iowa
4 Education
5 ~~Environment/Energy Independence~~
6 Government Oversight
7 Human Resources
8 Judiciary
9 Labor and Business Relations
10 Local Government
11 Natural Resources and Environment
12 ~~Rebuild Iowa~~
13 Rules and Administration
14 State Government
15 Transportation
16 Veterans Affairs
17 Ways and Means

18 Rule 36

19 Committee on Rules and Administration

20 The committee on rules and administration shall
21 recommend rules and rule changes to the senate, shall
22 hire senate employees, shall recommend salary scales
23 for all senate employees, and shall oversee senate
24 budget and administration matters.

25 The committee on rules and administration will
26 select, for senate approval, an individual to serve as
27 secretary of the senate.

28 ~~Upon authorization being given by the committee on~~
29 ~~rules and administration, the minority party members~~
30 ~~of the committee will select, for senate approval, an~~

1 ~~individual to serve as assistant parliamentarian.~~

2 The committee shall have the following standing
3 subcommittees:

- 4 1. Joint Rules
- 5 2. Senate Rules
- 6 3. Administrative Services
- 7 4. Caucus Services

8 The majority leader shall serve as chair of the
9 rules and administration committee and as chair of
10 the standing subcommittee on caucus services. The
11 president of the senate shall serve as vice-chair of
12 the rules and administration committee, and as chair of
13 the subcommittee on administrative services.

14 Rule 37

15 Appropriations Committee

16 The appropriations committee shall receive bills
17 committed to it and shall assign each to one of the
18 appropriations subcommittees.

19 The appropriations subcommittees shall be named:

- 20 Administration and Regulation
- 21 Agriculture and Natural Resources
- 22 Economic Development
- 23 Education
- 24 Health and Human Services
- 25 Justice System
- 26 Transportation, Infrastructure, and Capitals

27 The appropriations subcommittees shall receive
28 bills assigned to them or may originate proposed bills
29 within the subcommittee's jurisdiction as defined by
30 the appropriations committee for consideration by the

1 appropriations committee. Each subcommittee may submit
2 amendments to bills together with the subcommittee's
3 recommended action to the appropriations committee.

4 If a bill or proposed bill is submitted to the
5 appropriations committee by an appropriations
6 subcommittee the appropriations committee may:

7 1. report the bill or approve the proposed bill for
8 introduction by the appropriations committee;

9 2. report the bill with any appropriations
10 committee-approved amendments incorporated;

11 3. draft a new bill for sponsorship by the
12 appropriations committee and report it; or

13 4. re-refer it together with the appropriations
14 committee's objections to the appropriations
15 subcommittee from which it was originally referred or
16 which originated the draft bill.

17 The appropriations committee and subcommittees may
18 meet jointly with the appropriations committee of the
19 house of representatives.

20 Rule 38

21 First Reading and Commitment

22 Upon the first reading of an individual bill or
23 resolution, or a house committee bill or resolution,
24 the president shall refer the bill or resolution to an
25 appropriate standing committee ~~unless otherwise ordered~~
26 ~~by the senate~~. If the bill or resolution is a senate
27 committee bill or resolution, the president shall place
28 it on the calendar after its first reading. If the
29 subject of the bill or resolution is not germane to the
30 title of the committee presenting it, the president

1 of the senate may refer it to a committee deemed
2 appropriate.

3 All bills carrying an appropriation for any purpose
4 or involving the expenditure of state funds shall be
5 referred to the committee on appropriations.

6 All bills pertaining to the levy, assessment or
7 collection of taxes or fees shall be referred to the
8 committee on ways and means.

9 Any bill which provides for a new state board,
10 commission, agency or department or makes separate or
11 autonomous an existing state board, commission, agency
12 or department, shall be referred to the committee
13 on state government. If the bill or resolution is
14 so referred after being sponsored or reported out
15 by another committee, and if the committee on state
16 government does not report out the bill or resolution
17 within ten legislative days after referral, the bill
18 or resolution shall automatically be restored to the
19 calendar with the same priority it had immediately
20 before referral.

21 This rule shall also apply when such provisions are
22 added to a bill or resolution by amendment adopted by
23 the senate.

24 Rule 39

25 Rules for Standing Committees

26 The following rules shall govern all standing
27 committees of the senate. Any committee may adopt
28 additional rules which are consistent with these rules:

29 1. A majority of the members shall constitute a
30 quorum.

1 2. The chair of a committee shall refer each bill
2 and resolution to a subcommittee within seven days
3 after the bill or resolution has been referred to
4 the committee. The chair may appoint subcommittees
5 for study of bills and resolutions without calling a
6 meeting of the committee, but the subcommittee must be
7 announced at the next meeting of the committee. No
8 bill or resolution shall be reported out of a committee
9 until the next meeting after the subcommittee is
10 announced, except that the chair of the appropriations
11 committee may make the announcement of the assignment
12 to a subcommittee by placing a notice in the journal.
13 Any bill so assigned by the appropriations committee
14 chair shall be eligible for consideration by the
15 committee upon report of the subcommittee but not
16 sooner than three legislative days following the
17 publication of the announcement in the journal.

18 When a bill or resolution has been assigned to a
19 subcommittee, the chair shall report to the senate
20 the bill or resolution number and the names of the
21 subcommittee members and such reports shall be reported
22 in the journal. Subcommittee assignments shall be
23 reported to the journal daily. Reports filed before
24 3:00 p.m. shall be printed in the journal for that
25 day; reports filed after 3:00 p.m. shall be printed in
26 the journal for the subsequent day.

27 Where standing subcommittees of any committee have
28 been named, the names of the members and the title of
29 the subcommittee shall be published once and thereafter
30 publication of assignments may be made by indicating

1 the title of the subcommittee.

2 3. No bill or resolution shall be considered by a
3 committee until it has been referred to a subcommittee
4 and the subcommittee has made its report unless
5 otherwise ordered by a majority of the members.

6 4. The rules adopted by a committee, including
7 subsections 2, 3, 9, 10, 11, and 12 of this rule, may
8 be suspended by an affirmative vote of a majority of
9 the members of the committee.

10 5. The affirmative vote of a majority of the
11 members of a committee is needed to sponsor a committee
12 bill or resolution or to report a bill or resolution
13 out for passage.

14 6. The vote on all bills and resolutions shall be
15 by roll call unless a short-form vote is unanimously
16 agreed to by the committee. A record shall be kept by
17 the secretary.

18 7. No committee, except a conference committee, is
19 authorized to meet when the senate is in session.

20 8. A subcommittee shall not report a bill to the
21 committee unless the bill has been typed into proper
22 form by the legislative services agency.

23 9. A bill or resolution shall not be voted upon the
24 same day a public hearing called under subsection 10 is
25 held on that bill or resolution.

26 10. Public hearings may be called at the discretion
27 of the chair. The chair shall call a public hearing
28 upon the written request of one-half the membership of
29 the committee. The chair shall set the time and place
30 of the public hearing.

1 11. A subcommittee chair must notify the committee
2 chair not later than one legislative day prior to
3 bringing the bill or resolution before the committee.
4 The committee cannot vote on a bill or resolution for
5 at least one full day following the receipt of the
6 subcommittee report by the chairperson.

7 12. A motion proposing action on a bill or
8 resolution that has been defeated by a committee shall
9 not be voted upon again at the same meeting of the
10 committee.

11 13. Committee meetings shall be open.

12 Rule 40

13 Voting in Committee

14 All committee meetings shall be open at all times.
15 Voting by secret ballot is prohibited. Roll call votes
16 shall be taken in each committee when final action on
17 any bill or resolution is voted, unless a short-form
18 vote is unanimously agreed to by the committee. A roll
19 call vote also shall be taken in each committee at the
20 request of a member upon any amendment or motion. All
21 results shall be entered in the minutes which shall
22 be public records. Records of these votes shall be
23 made available by the chair or the committee secretary
24 at any time. This rule also applies to the ~~steering~~
25 ~~committee and~~ appropriations subcommittees.

26 The committee shall not authorize the introduction
27 of a committee bill or resolution until the members
28 have received final copies of the bill or resolution
29 with amendments or changes incorporated, and typed into
30 proper form by the legislative services agency. The

1 committee may, by unanimous consent, dispense with
2 this requirement and instruct the legislative services
3 agency to file a report with the committee members
4 detailing the amendments or changes and this report
5 shall become a part of the committee report.

6 Rule 41

7 Announcement of Committee Meetings

8 It shall be in order for the chair of any committee
9 to announce to the senate the time and place of
10 committee meetings. The announcement shall include a
11 proposed agenda for the meeting. The sergeant-at-arms
12 shall post at the rear of the chamber the daily
13 schedule of committee meetings.

14 Rule 42

15 Withdrawal of Bills and Resolutions from Committee

16 The secretary of the senate shall note on each
17 bill and resolution the date of its reference to
18 committee. No bill or resolution shall be withdrawn
19 from any committee within fifteen legislative days
20 after the bill or resolution has been referred to the
21 committee and thereafter only upon written petition for
22 the withdrawal of such bill or resolution signed by
23 a constitutional majority of the senators, except as
24 provided in Rule 38. Only senators may circulate such
25 a petition.

26 Rule 43

27 Committee Reports

28 All committees shall file a report of committee
29 meetings. Such reports shall contain the following
30 information:

- 1 a. The time the meeting convened;
 - 2 b. Those senators who were present and absent at
 - 3 the time the meeting convened, as well as the time any
 - 4 senator, who was not present at the time the meeting
 - 5 convened, arrives for the meeting;
 - 6 c. The vote on any bill or resolution reported out
 - 7 of the committee for floor action;
 - 8 d. The title of the bill;
 - 9 e. The file number of the bill or resolution (if
 - 10 known);
 - 11 f. Whether the committee recommends that the
 - 12 bill or resolution be passed, amended and passed,
 - 13 indefinitely postponed, or considered without committee
 - 14 recommendation;
 - 15 g. An indication of other bills or matters
 - 16 discussed;
 - 17 h. Such other matters as the committee chair shall
 - 18 direct; and
 - 19 i. The time the meeting adjourned.
- 20 No committee report shall be read, but all committee
- 21 reports shall be printed in the journal. Upon
- 22 printing, all committee reports shall then stand
- 23 approved unless the senate directs otherwise.

24 Rule 44

25 Bills or Resolutions Recommended for Indefinite

26 Postponement

27 No senate bill or resolution recommended for

28 indefinite postponement shall be considered in the

29 absence of the chief sponsor or, if a house bill or

30 resolution, in the absence of the senator representing

1 the district in which the sponsor resides. When a
2 question is postponed indefinitely, it shall not be
3 again acted upon during that session of the general
4 assembly.

5 GENERAL RULES

6 Rule 45

7 Access to Senate Chamber and Decorum

8 The persons who shall have access to the senate
9 chamber, and the times access shall be available, and
10 the rules governing activities in the chamber and other
11 areas controlled by the senate shall be as prescribed
12 by the rules and administration committee pursuant to a
13 written policy adopted by the committee and filed with
14 the secretary of the senate.

15 Rule 46

16 Legislative Interns and Aides

17 Legislative interns for senators shall be allowed
18 on the floor of the senate in accordance with Rule 45;
19 provided that each intern first has obtained a name
20 badge from the secretary of the senate. The secretary
21 of the senate shall issue an appropriate badge to all
22 interns for senators.

23 Rule 47

24 Clearing of Lobby and Gallery

25 In case of disturbance or disorderly conduct in the
26 lobby or gallery, the presiding officer may order it
27 cleared.

28 Rule 48

29 Presentation of Petitions

30 Each petition shall contain a brief statement of its

1 subject matter and the name of the senator presenting
2 it. Petitions shall be filed with the secretary of the
3 senate and noted in the journal.

4 Rule 49

5 Distribution of Printed Material

6 No general distribution of printed material in
7 the senate shall be allowed unless authorized by the
8 secretary of the senate or by a senator.

9 Rule 50

10 Concerning the Printing of Papers

11 Any paper, other than that contemplated by Section
12 10, Article III of the Constitution of the State of
13 Iowa, presented to the senate may, with the consent of
14 a constitutional majority, be printed in the journal.

15 Rule 51

16 Reprinting of Documents

17 When any bill has been substantially amended by the
18 senate, the secretary of the senate shall order the
19 bill reprinted on paper of a different color. All
20 adopted amendments inserting new material shall be
21 distinguishable.

22 The secretary of the senate may order the printing
23 of a reasonable number of additional copies of bills,
24 resolutions, amendments or journals.

25 OFFICERS AND EMPLOYEES

26 Rule 52

27 Duties of the President

28 The senate shall elect, from its membership, a
29 president. The president shall call the senate to
30 order at the hour to which the senate is adjourned.

1 ~~Unless otherwise ordered by the senate, the president~~
2 and shall proceed with the regular order of daily
3 business. The president shall preserve order
4 and decorum and decide all questions of order and
5 corrections to the journal, ~~subject to an appeal to the~~
6 ~~senate.~~ The president shall direct voting as provided
7 in rule 22. When a ruling on germaneness is issued by
8 the presiding officer, it shall be accompanied by an
9 explanation of the ruling. The president of the senate
10 shall be the chair of the committee of the whole unless
11 otherwise ordered by the senate, under rule 19.

12 Upon the first reading of an individual bill or
13 resolution, or a house committee bill or resolution,
14 the president shall refer the bill or resolution to the
15 appropriate standing committee ~~unless otherwise ordered~~
16 ~~by the senate.~~ If the bill or resolution is a senate
17 committee bill or resolution, the president shall place
18 it on the calendar after its first reading. If the
19 subject of the bill or resolution is not germane to the
20 title of the committee presenting it, the president of
21 the senate may refer it to the appropriate committee.

22 The president shall sign legislative enactments upon
23 their enrolling.

24 The president of the senate shall serve as a member
25 of the legislative council and the senate rules and
26 administration committee. The president shall serve
27 on the rules and administration committee as chair of
28 the standing subcommittee designated to supervise the
29 secretary of the senate and other employees of the
30 administrative services division of the senate.

1 Rule 53

2 The President Pro Tempore

3 The senate shall elect, from its membership, a
4 president pro tempore. When the president is absent,
5 the president pro tempore shall preside, except when
6 the chair is filled by temporary appointment by the
7 president or the majority leader.

8 The president pro tempore, when presiding, shall
9 perform duties as prescribed in rule 52, paragraphs 1
10 and 2.

11 The president pro tempore shall serve as a member of
12 the legislative council and as a member of the senate
13 committee on rules and administration.

14 Rule 54

15 Secretary of the Senate

16 The secretary of the senate shall be ~~an~~ a
17 nonpartisan officer of the senate and shall:

18 1. Serve as chief administrative officer of the
19 senate.

20 2. Have charge of the secretary's desk.

21 3. Be responsible for the custody and safekeeping
22 of all bills, resolutions, and amendments filed, except
23 while they are in the custody of a committee.

24 4. Have charge of the daily journal.

25 5. Have control of all rooms assigned for the use
26 of the senate.

27 6. Keep a detailed record of senate action on all
28 bills and resolutions.

29 7. Insert adopted amendments into bills before
30 transmittal to the house of representatives and prior

1 to final enrollment.

2 8. Prescribe the duties of and supervise all senate
3 employees.

4 9. Authorize all expenditures of funds within the
5 senate budget.

6 The secretary of the senate shall also act as senate
7 parliamentarian and shall:

8 1. Advise the presiding officer of the senate about
9 parliamentary procedures during deliberations of the
10 senate.

11 2. Perform other duties as prescribed by the
12 committee on rules and administration.

13 3. Process the handling of amendments when filed
14 and during the floor consideration of bills.

15 Rule 55

16 Legal Counsel

17 The legal counsel shall be the secretary of the
18 senate or a contractual employee of the senate and
19 shall:

20 1. Serve as attorney and counselor for the senate.

21 2. At the request of the majority or minority
22 leaders, research any legal issue in which the senate
23 has an interest. However, the legal counsel shall not
24 issue nor venture any opinions on unresolved questions
25 of law unless permitted by both the majority and
26 minority leaders.

27 Rule 56

28 Sergeant-at-Arms

29 The sergeant-at-arms shall be an employee of the
30 senate and shall:

- 1 1. Wear the appropriate badge of his or her office.
- 2 2. Attend the senate during its sessions.
- 3 3. Aid in the enforcement of order under the
- 4 direction of the president of the senate and the
- 5 secretary of the senate.
- 6 4. Execute the commands of the senate.
- 7 5. See that no unauthorized person disturbs the
- 8 contents of the senators' desks.
- 9 6. Supervise the doorkeepers, the assistant
- 10 sergeant-at-arms, and pages.
- 11 7. Announce all delegations from the governor or
- 12 house.
- 13 8. Supervise the seating of visitors and press
- 14 representatives.

15 Rule 57

16 Senate Secretaries

17 Every senator shall be permitted to employ for each

18 session of a general assembly a personally selected

19 secretary.

20 Rule 58

21 Use of Electronic Voting System

22 Any officer or employee of the senate, other than

23 a duly elected member of the senate, who operates the

24 electronic voting machine mechanism located at the

25 desk of said member of the senate shall be subject to

26 immediate termination from employment. The provisions

27 of this paragraph only shall apply during the taking

28 of a record or non-record roll call vote utilizing the

29 electronic voting system.

30 CONFIRMATION OF APPOINTMENTS

1 Rule 59

2 Appointments

3 The secretary of the senate shall:

- 4 a. send, to each appointee submitted by the
5 governor for senate confirmation, a copy of a
6 senate questionnaire as approved by the rules and
7 administration committee;
- 8 b. receive completed questionnaires from appointees
9 and forward copies of the completed questionnaires to
10 appropriate committee members;
- 11 c. maintain "Confirmation Calendar" categories
12 on the senate calendar as directed under this rule,
13 senate rule 6, and by the committee on rules and
14 administration. No appointee shall be listed as
15 eligible on the confirmation calendar until the
16 secretary has received the appointee's completed senate
17 questionnaire.

18 As soon as possible after the convening of a
19 session, and again within one week following March ~~15~~
20 1, the secretary of the senate shall publish in the
21 senate journal the names of all nominees submitted
22 for confirmation. The secretary of the senate shall
23 maintain a file of all appointments received from the
24 governor for confirmation. The file shall contain
25 a description of the duties and the compensation
26 for each nominee. The file shall show the date an
27 appointment was received from the governor, the date
28 the appointment was published in the journal, whether
29 the nominee has been introduced, whether a committee
30 report has been filed, when the senate questionnaire

1 was sent to the appointee, and shall include a copy of
2 the appointee's completed senate questionnaire, upon
3 receipt.

4 INVESTIGATING COMMITTEES. All appointments received
5 from the governor shall be referred to the rules
6 and administration committee by the secretary of
7 the senate on the same day they are published in
8 the senate journal. The rules and administration
9 committee shall establish an en bloc confirmation
10 calendar which must be filed with the secretary of
11 the senate. Within three (3) legislative days after
12 receiving an appointment, the committee shall either
13 place a nominee on the en bloc confirmation calendar
14 or assign the nominee to an appropriate standing
15 committee for further investigation, publishing notice
16 of such assignment in the senate journal for the next
17 legislative day. If the rules and administration
18 committee fails to take action on a nominee within the
19 three days, the nominee shall automatically be placed
20 on the en bloc confirmation calendar.

21 Within the three (3) legislative days after
22 an appointment has been referred to the rules and
23 administration committee, any ten senators may
24 require that the nominee be assigned to an appropriate
25 standing committee by filing a written, signed
26 request therefor with the chairperson of the rules and
27 administration committee. The committee chair shall
28 refer the appointment to a subcommittee within one (1)
29 legislative day after a standing committee receives
30 an appointment for further investigation, publishing

1 notice of such assignment in the senate journal for the
2 next legislative day. Within ten (10) legislative days
3 after a standing committee receives an appointment for
4 further investigation the subcommittee shall file its
5 report with the standing committee.

6 Within fourteen (14) legislative days after a
7 standing committee receives an appointment for
8 further investigation, the committee shall conduct
9 an investigation of the nominee and file its report
10 thereon with the secretary of the senate, who shall
11 then place the nominee on the en bloc calendar or
12 individual confirmation calendar as directed by
13 the committee. The failure of a committee to file
14 its report within the prescribed time means that
15 the nominee is to be automatically placed, without
16 recommendation, upon the individual confirmation
17 calendar.

18 Any individual nominated to head a department
19 or agency of state government, whose appointment is
20 subject to senate confirmation, must be introduced
21 to the full senate prior to a vote on confirmation
22 of the nominee. Additionally, any five (5) senators
23 may request that any nominee be introduced to the
24 senate by filing a written request with the secretary
25 of the senate within ten (10) legislative days of
26 the nominee's name appearing in the journal. Any
27 individual nominated to a position requiring senate
28 confirmation may request to be introduced to the
29 full senate by notifying the secretary of the senate
30 at least one (1) legislative day in advance of the

1 nominee's appearance. If an individual is nominated
2 both to fill a vacancy for an unexpired term and is
3 also nominated for reappointment to that position
4 during the same session, a single introduction is
5 sufficient for eligibility for confirmation to both
6 terms.

7 HEARINGS. Any member of a committee investigating
8 an appointment may, within five (5) legislative days
9 after the committee receives the appointment, obtain a
10 hearing with the nominee by filing a written request
11 with the secretary of the senate who shall forward it
12 to the chair of the standing committee and the chair
13 of the subcommittee. Notice of the hearing shall be
14 published in the journal at least two (2) legislative
15 days prior to the hearing. At the hearing, which
16 shall be before the subcommittee, the nominee may be
17 questioned as to his or her qualifications to fulfill
18 the office to which nominated and further questioned as
19 to his or her viewpoints on issues facing the office to
20 which nominated. Any senator may at the discretion of
21 the chair of the subcommittee be permitted to submit
22 oral questions. The public may, at the discretion of
23 the investigating committee, be permitted to submit
24 oral or written statements as to the qualifications of
25 the nominee.

26 Also, within five (5) legislative days after the
27 subcommittee receives an appointment for investigation,
28 any senator may submit written questions to be answered
29 by the nominee prior to consideration of the nominee's
30 confirmation by the senate.

1 INFORMATIONAL MEETINGS. After a nominee has been
2 placed on the calendar and prior to the vote on
3 confirmation, any senator may request an informational
4 meeting on the nomination which shall be held before
5 the subcommittee.

6 VOTING ON CONFIRMATIONS. Upon the motion of the
7 majority leader or his or her designee, the nominees on
8 the en bloc confirmation calendar shall be confirmed
9 en bloc by the affirmative vote of two-thirds of the
10 members elected to the senate. The journal shall
11 reflect a single roll call accompanied by a statement
12 of the names of those individuals subject to the en
13 bloc confirmation vote.

14 Prior to an en bloc vote, any senator may request,
15 either in writing or from the floor, an individual vote
16 on any nominee on the en bloc confirmation calendar.
17 The senate shall vote separately on the nominee.

18 Nominees on the individual confirmation calendar
19 shall be confirmed by a two-thirds vote; however, the
20 senate shall take a separate roll call on each nominee,
21 unless by unanimous consent, it determines to take one
22 vote on all nominees under consideration. In any case,
23 the journal shall reflect a single roll call vote for
24 each nominee.

25 If an individual is nominated both to fill a vacancy
26 for an unexpired term and is also nominated for
27 reappointment to that position, and such appointment
28 and reappointment appear on the senate calendar as
29 eligible at the same time, a single vote is sufficient
30 for confirmation to both terms.

1 Rule 60

2 Time of Committee Passage and Consideration of Bills

3 1. This rule does not apply to concurrent or
4 simple resolutions, joint resolutions nullifying
5 administrative rules, senate confirmations, bills
6 embodying redistricting plans prepared by the
7 legislative services agency pursuant to chapter
8 42, or bills passed by both houses in different
9 forms. Subsection 2 of this rule does not apply to
10 appropriations bills, ways and means bills, legalizing
11 acts, administrative rules review committee bills,
12 bills sponsored by standing committees in response to
13 a referral from the president of the senate or the
14 speaker of the house of representatives relating to
15 an administrative rule whose effective date has been
16 delayed until the adjournment of the next regular
17 session of the general assembly by the administrative
18 rules review committee, bills cosponsored by the
19 majority and minority floor leaders of the senate,
20 bills in conference committee, and companion bills
21 sponsored by the majority floor leaders of both houses
22 after consultation with the respective minority floor
23 leaders. For the purposes of this rule, a joint
24 resolution is considered as a bill. To be considered
25 an appropriations or ways and means bill for the
26 purposes of this rule, the appropriations committee or
27 the ways and means committee must either be the sponsor
28 of the bill or the committee of first referral in the
29 senate.

30 2. To be placed on the calendar in the senate a

1 senate bill must be first reported out of a standing
2 committee by Friday of the ~~9th~~ 8th week of the first
3 session and the ~~5th~~ 8th week of the second session. A
4 house bill must be first reported out of a standing
5 committee by Friday of the ~~13th~~ 12th week of the first
6 session and the ~~8th~~ 11th week of the second session to
7 be placed on the senate calendar.

8 3. During the ~~11th~~ 10th week of the first session
9 and the 9th week of the second session, the senate
10 shall consider only bills originating in the senate and
11 unfinished business. During the ~~14th~~ 13th week of the
12 first session and the 12th week of the second session,
13 the senate shall consider only bills originating in
14 the house and unfinished business. Beginning with the
15 ~~15th~~ 14th week of the first session and the ~~10th~~ 13th
16 week of the second session, the senate shall consider
17 only bills passed by both houses, bills exempt from
18 subsection 2 and unfinished business.

19 4. A motion to reconsider filed and not disposed
20 of on an action taken on a bill or resolution which is
21 subject to a deadline under this rule may be called up
22 at any time before or after the day of the deadline by
23 the person filing the motion or after the deadline by
24 the majority floor leader, notwithstanding any other
25 rule to the contrary.

26 BE IT FURTHER RESOLVED, That should a system
27 of deadlines for the time of committee passage and
28 consideration of bills be adopted by joint action
29 of the senate and house at any time during the
30 ~~eighty-third~~ eighty-fourth general assembly, those

S.R. 2

1 provisions shall supersede the provisions of rule 60.